WHOLE NUMBER 18,265.

RICHMOND, VA., TUESDAY, MAY 24, 1910.

PRICE TWO CENTS

LAWYERS DID NOT APPEAR BEFORE HEALTH BOARD

Members Deny That Wise and Pollock Asked for Swill Law.

WISE GOT CASH FROM DAIRYMEN

Telephoned Several Times for \$500 Fee Before Mayor Signed Amended Ordinance, but Got No Pay Until Two Days After Its Approval.

the second session of the Pollock-Wisc Investigation in the Council chambe ast night. In support of the charge that the two Councilmen-lawyers ac-epted a fee of \$500 to secure the passage of an ordinance through the Council there was brought forth evi dence that the money had been paid to Mr. Wise in currency at his office two days after the Mayor approved the measure in its amended form.

The two accused attorneys continued their contention that their fee was for services before the Health Officer and

their contention that their fee was for services before the Health Officer and the Board of Health, but members of the Board of Health, but members of that board testified that they had not appeared before it as a body or approached them individually, and Chief Health Officer Levy, while he had talked with them, claims not to have known that they were paid attorneys, but dis-

cates, the acid used in cleaning having cates, the acid used in cleaning having giving it as his legal opinion that under his construction of Section 8 of the original ordinance, it did not prohibit the feeding of fresh distillery waste in a sanitary manner, but only prohibited feeding impure and unwholesome feed, and that any attorney holding that construction of the GRAFTING IS CHARGED GRAFTING IS CHARGED

ney holding that construction of the ordinance had a right to appear before the Health Board and ask that
department so to construe and enforce
the ordinance. S. A. Anderson concurred in the opinion of Mr. Fulton.
A mre extended opinion was filed from
John Garland Polard, who held that
it was the intention of the origina
ordinance to prohibit the use of only
such distillery waste as had become
unwholesome, Mr. Pollard going so far
fas to express the view that it was
beyond the power of the City Council
to prohibit the feeding of wholesome
Mr. Pollard's Opinion.

the ordinance, as any such prohibition was to that extent invalid, and that there was nothing improper or unprofessional in the two Councilmen-attor news appearing before the chief health officer for the purpose of obtaining for their clients such a construction o the ordinance as would allow the uswholesome feed served in a sani-

tary manner.

"I do not think," said Mr. Pollard, in his opinion, "that the fact that the chief health officer of this city is selected by the Council of which you are members makes it improper for you to have accepted the employment indicated. If it is improper for you to appear before the chief health officer as an attorney because you have a vote in his election, then it would be improper for members of the Legislature to practice before the Court of Appeals of this State or before the judges of any of our city courts. I do not mean to say that influence in such cases cannot be improperly used, the continuity of the kinds of the chief, of Moline, Ill., for whom the Baskley stribused to the kansas Supreme Court.

Mas Who Stole Famous Illenbator Baby Goes to Prison.

Holton, Kan., May 23.—Freeman H. Tillotson, who was convicted here last week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis week for participating in the kidnapping of Marian Bleakley, the St. Louis method the keek for participating in the kidnapping of Marian Bleakley, the St. Louis method the keek for participating in the kidnapping in the kidnapping of Marian Bleakley, the St. Louis method to make for marian Bleakley, the St. Louis method the keek for participating in the kidnapping in the kidnapping of Marian Bleakley, the St. Louis method to make for marian Bleakley, the St. Louis method to make for marian Bleakley, the St. Louis method to make for marian Bleakley, the St. Louis method to marian Bleakley, such cases cannot be improperly used. but our faith in human nature would be indeed small if we should contend that our judges were influenced or controlled in their jdgment by the fact that, the attorney appearing in the case had a voice in their election." Filed Cancelled Check.

W. I. Brittle filed with the committee a cancelled check showing his contribution to the fund of \$100, pay-able to J. A. Deitrick, dated March 2-1310, on the American National Bank. Farrand filed his check showing contribution, dated March 31, 1910, payable to cash, Nor \$20, and indersed L. H. Kemp, Jr., drawn on the Main Street Bank.

Main Street Bank,

J. A. Deitrick was sworn, and testified that he had himself subscribed \$100 to the fund paid Messrs. Pollock and Wise; that he also acted as collector for the other subscriptions, all the money having passed through his hands and paid to George E. Wise at his office on March 22 in currency, the witness filling a receipt showing that it nce on March 32 in currency, the witness filing a receipt showing that it
was for legal services. He testified
that he advanced the whole amount and
collected later; that it was paid in cash
on the day the receipt was dated and
was paid "for the permission of using
swill." He explained that this permission was to be secured from Dr. Levy collected later; that it was paid in cash on the day the receipt was dated and was paid "for the permission of using swill." He explained that this permission was to be secured from Dr. Levy and the Health Board; that the attorneys had been employed in January in the presence of John L. Miller and W. P. Taylor. The witness was aware that there was an ordinance prohibiting the Continued on Third Page.)

Continued on Third Page.

We will not print anything that a.re-putable newspaper and magazine would reject."

This was the declaration here to-day of Charence. E. Runey, secretary of the International Poster Printers' Association of the International Poster Printers' task of the fourth annual convention of the association gathered in their first session, and several of them corroborated Mr. Runey's statement of the main purpose of the meeting.

BAKER BUYS TEXAS CENTRAL

Announces That It is Not to Be a Part of the Frisco System.

Austin, Tex., May 23.—R. H. Baker, former president of the Trinity and Brazos Railroad, who is now in New York, telegraphed his secretary, Roy Taylors, here, that he is the purchaser of the Texas Central railroad, and authorizing him to make public the information.

Mr. Baker says that he bought the road on May 13 and paid for it with checks upon Texas banks.

He will organize a syndicate of Texas men to take over and operate the property as an independent enterprise. It will be extended from Waco to a connection with the Beaumont and Great Northern, which is to become a part of the Texas Central.

The plans call for the building of the line to Beaumont on the southeast and to Rosewell, N. M., on the northwest. It is said positively that the road is not to become a part of the Frisco or the Missouri, Kansas and Texas system.

The fact that the purchase was made on behalf of Mr. Baker by Frank Andrews, of Houston, who is also attorney for the Hawley-Yoakum lines, gives rise to the report that it was a Hawley transaction.

FLAMES EXTINGUISHED

Not Believed Serious Damage Has Been Done to Ship or Cargo.

Key West, Fla, May 23.—At noon to-day the fire which was discovered yesterday afternoon in the lower aminships nold of the Mallory liner Colorado, was extinguished, and it is not believed that any serious damage was done to either zhip or cargo.

The revenue cutter Forward and navy tug Massasoit went alongside as zoon as the Colorado entered the harbor this morning, having been advised by wireless of the steamer's plight. The Colorado was grounded on Middle Ground bank, where the work of fighting the flames began in earnest. The Colorado was still aground to-night, and the flooded hole is being pumped free of water, and not until this is done will be known what damage has been done by the fire.

The Forward and the Massasoi, left the Colorado's side before dark. No officer or agent of the line came ashore to-day, and no details are known further than that the fire was discovered at 3 oclock on Sunday afternoon whice-off the east coast.

The Colorado was bound from New York to Galveston with 2 general cargo.

GET YOUR MONEY LAUNDERED

that they were paid attorneys, but discussed the matter with them as Councilmen.

It appears, however, that some sort of agurance was given soon after the two lawyers were employed that no strenuous efforts" would be made to enforce the ordinance pending the adoption of the amendments, and to that extent the accused supported their claim.

Would Not Hear Lawyers.

Chief Health Officer E. C. Levy, former Dairy Inspector R. H. Curtis, J. A. Deltrick, who raised the fund and paid it over, and Food Inspector E. M. Noble were star witnesses of the night. While the committee would not consent to the placing on the stand of other attorneys to testify as to the eithes of the profession, two letters were filed with the clerk, one from former State Senator M. J. Fulton, giving it as his legal opinion that under his construction of Section 8 of the present the treatment will

to defraud the companies.

Among the men said to be involved are several well-known politicians and a Federal official.

The grand jury, now on a recess, will reconvene next Thurday.

KIDNAPPER SENTENCED

Man Who Stole Famous Incubator Bab; Goes to Prison.

MORE COMET TROUBLE

be tried. Mrs. Charlotte Bleakley, of Topeka is the mother of the baby.

More County Measures Telling About it May Bank-rupt Trensury.

Washington, D. C., May 23.—Captain Knapp, chief hydrographer, is getting more information about the comet than he desires. Some time ago he sent out a general appeal to all navigators to look out for the comet take careful note of its position and peculiarities, and report the results to him. These results have been coming in so numerously that Captain Knapp foresees the speedy exhaustion of the limited sum of money allowed annually by Congress for telegram and cable expenses of the office. They will come "collect," and the hydrographer can devise no way to turn them off.

FOR "PURE" BILLBOARDS

Short Skirts and Tights Will Be Telerated No Longer.

Cincinnati, O., May 23.—"Short skirts and tights must go from the bill-boards. We'll go further than that—we will not print anything that a reputable newspaper and magazine would reject."

LODGE MAY NAME FORM IS ADOPTED RICHMOND MAN DESPITE PROTEST

Joseph L. Levy Mentioned as President of B'Nai B'Rith.

HEADQUARTERS TO SAVANNAH

Likely That District Offices Will Be Moved From Baltimore. President Triest Tells in Annual Report How Jewish Order Is Growing.

to be presented this morning is adopted, the headquarters and offices of the District Grand Lodge, No. 5. Independent Order of B'Nai B'Rith, will be removed from Baltimore and will here after follow the office of the grand secretary. Since it is an open secret that the office of grand secretary is to fall to Dr. George Solomon, of Savannah, it means that the offices for a time, at least, will be located at Savannah.

The thirty-sixth annual session of the District Grand Lodge opened yes-terday morning in the parlors of Beth Ahabah Temple, with delegates pres-Anaban Temple, with delegates pres-ent from Maryland, Virginia, District of Columbia. North Carolina, South Carolina and Georgia.

The morning was taken up largely with the reports of the various offi-

which were referred to special com-mittees for review. The real business of the convention will come this morning at 3 o'clock, when the body will hear the reports of these com-mittees and act on the various remittees, and act on the various recommendations of the officers.

Officers to Be Elected. Interest centres largely in the elec-tion of officers, which will come this afternoon, marking the close of the business. Montague Triest, of Char-

atternoon, marking the close of the business. Montague Triest, of Charleston, S. C., is now the presiding officer, having been elected last year, and he will preside to-day. While there does not seem to be any special rule about it, it has not been the custom for the president to succeed himself. The first vice-president. Leonard Haas, of Atlanta, is reported as being in bad health, and does not seek preferment.

Second Vice-President Sydney Teiser, of Norfolk, according to his friends, will not be able to give the time from his business this year, which the presidency of the order demands. The suggestion was freely made yesterday that the presidency might fall to Joseph L. Levy, of Richmond, who has been secretary for the past eleven years, and who has declined re-election to that position. It seems the consequence of collections to the prosition. years, and who has declined re-election to that position. It seems the consensus of opinion that Rabbi Solomon, of Savannah, will succeed him as serretary. Aaron Goodman, of Baltimore, who has been treasurer of the District Grand Lodge for forty years, in a letter regretting that he was unable to attend, indicated that on account of his advanced age, being now aightiveled.

for the entertainment of strangers Before the real business of the morning was taken up a recess was taken for a group photograph, at which all the delegates were present.

President Triest's Report. The annual report of President Triest proved one of the interesting features of the morning, the able presiding of ficer dealing at some length with the work of the order and its plans for future development. He was particu-larly emphatic in his mention of the work of the B'Nal B'Rith orphanage at Atlanta, and his approval of plans for the suggested home at Little Rock. He made a number of recommen dations calculated to increase the us fulness and membership of the local lodges, and on these matters commit-tees will report to-day. A paragraph, which attracted much attention and will prove the basis of some debate as

with attended much attention and will prove the basis of some debate as to ways and means, is as follows:

"The privilege will not be afforded me of reporting this year any great achievements so far as increasing the membership of this district is concerned, but I can claim without hestancy that at the present time we are in a healthier condition than we were at the time of our last convention. Much has already been written by the presidents who have preceded me about the 'dead timber' which the Grand Lodge was carrying, and realizing from a business standpoint that we were losers by having on our rolls and paying per capita tax for lodges that did not make their reports that did not make their reports inactive. I directed the secretary to declare—the charters forfeited of such lodges just as soon as he was satisfied by

declars the charters forfeited of such lodges just as soon as he was satisfied that there was no hope of their becoming active again.
"In this manner we were compelled to strike off nearly 100 members, and although since the first part of the present year a good portion of this loss has been made up, still the figures at the end of the year show a decrease.

crease.
"It is a great pleasure for me to be able to report that all over the district the lodges are in a very satisfactory condition. It is true that occasionally we find one or two that need stimulating, but as a general proposition the outlook is decidedly honeful."

hopeful."

Would Offer Gold Medals.

Among the suggestions made by President Triest for stimulating interest in the order and its work was the offering by the local lodges of a (Continued on Fifth Page.)

Conveyance of Gifts Brings Vigorous Contest in Assembly.

RAISES QUESTION OF ORGANIC UNION

Hereafter Donors Will Know That Their Gifts Will Remain With Church, but Delegates Fear It Will Prevent Merging With Some Other Body.

[Special to The Times-Dispatch.] Lewisburg, W. Va., May 23.—Despite the protest that the action might hintional form of conveyance whereby future donors may be assured that their gifts will remain forever in that organization.

The fight over the proposal was the

most earnest of any contest of the as-sembly. Judge Frank B. Hutton, of Abingdon, Va., led the forces in favor of the adoption of the form, having of the adoption of the form, having presented a majority report of a special committee. Rev. C. R. Nesbet, of Nashville, Tenn., submitted a minority report signed by himself, and was the leader of what proved to be the majority on the floor. Dr. W. L. Lingle, of Atlanta, Ga., played the role of an unsuccessful compromiser. He wanted the assembly to adopt no forms. forms.

The contest on the floor was inau-gurated by Judge Hutton. He read the form of deed, providing that the property given to any court or institution in the church could not be diverted to any institution beyond the control of the church.

To Follow the "Spirit."

To Follow the "Spirit."

The discussion became interesting when Dr. Nesbet declared that the action proposed by Judge Hutton would provoke an untimely discussion of organic union. He asked that the church be left to "follow where the Holy Spirit leads."

"My conscience tells me." said he, "if I let this go without protest. I will be a sinner." Pulling up code sleeves in court room fashion, Judge Hutton set to work to defend himself,

"Who's leading the Holy Spirit?" he demanded of the minister, with an explanation that he was not facetious. "Does any one know where the Spirit is going to lead us? How do we know that we will interfere with the leading of the Spirit?"

Judge Hutton said that this would

Judge Hutton said that this would

auge fittion said that this would not prevent organic union. He explained that it merely provided a form whereby a person could give property to the church and know that it would not be diverted to any institution out-

forgot himself, as he patted out a roint in the palm of his hand as to say, "Til bet you —."

Laughter for the first time during the assembly put to rout the Preshyterian dignity of the august body. The gray-haired old man changed his statement to "I venture—"

Finally Judge Hutton's report was adopted by a year of 100 to 75.

Finally Judge Hutton's report was adopted by a vote of 100 to 75.

Whether a church may take favorable action to prohibition in a regular clection must be acted upon by the assembly. Upon recommendation of the judicial committee, the assembly to-day organized a commission of twenty-seven to hear the complaint of the Rev. W. I. Sinnott against the Northern Alabama Presbytery. That presbytery is charged with having taken action under such circumstances. presbytery is charged with having taken action under such circumstances.

resolvery is charged with maring taken action under such circumstances.

Assembly Chagrined.

The assembly is deeply chagrined at a mistake which is said to have crept into the greetings sent to the Southern Methodist Conference at Asheville, N. C. In the message the assembly referred to Isaiah III, 7, as expressing its sentiments, Instead of this brotherly passage about his message from the mountains being eited it is understood the reference when it arrived at Asheville was to Isaiah III, 7. This passage tells about "lambs led to the slaughter."

"Coming just after the election of seven bishops," the Rev. C. R. Hyde, of Little Rock, Ark., told the assembly to-day, "our Methodist brethren may think us officious." He suggested no more references be included in greet-

nore references be included in greet

The assembly elected Rev. J. D. The assembly elected Rev. J. D. Leslie, of Texas, as permanent recording clerk. This office is practically for life. Nominees for the office were Rev. A. M. Frazer, D. D., of Staunton, Va.; Rev. J. R. Herndon, of Tennessee, and Rev. E. M. Craig, of Alabama.

Judge John Stites, an elder from Louisville, Ky., presented to the assembly the Christian greetings of the World's Sunday School Convention.

Judge John Sities, an elder from Louisville, Ky., presented to the assembly the Christian greetings of the World's Sunday School Convention, now in session at Washington, Judge Sities is president of the International Sunday School Association, and had been in Washington attending the World's convention. He told of the great meeting being held there. The assembly sent a response by telegraph.

On Pelygamy and Divorce, There were two reports presented on polygamy and divorce, One of these reports was signed by Rev. Russell Cecil, D. D., of Richmond, and R. H., Fleming, of Lynchburg. This reface of the Panama Cansi.

PLEADS FOR OPEN DOOR



SENATE VOTES FOR SEYLER ON TRIAL TWO BATTLESHIPS FORGIRL'SMURDER

Passes Bill Authorizing Con- Faces Jury, Charged With Killstruction of New Dreadnoughts for Navy.

APPROPRIATES \$134.000.000 RAPID PROGRESS MADE

Besides Big Vessels Building of Many Minor Fighting Craft Is Assured.

of the Senate to-day the construction progress was made to-day in the trial of two new battleships for the navy was assured. Senator Burton's amendment to the naval appropriation bill, to limit the authorization to one ship

to limit the authorization to one ship of the Dreadnought type, instead of two as authorized by the House, was defeated 26 to 39. The bill then was passed. It carried appropriations aggregating \$134,000,000.

Two important amendments were adopted to-day. One of them, offered by Senator Johnston, appropriates \$450,000 for the purchase of torpedo boats "whose vi'tals are below the normal load line"; the other, by Senator Jones, eliminates railroad, county and municipal bonds from the seches Adams, the girl's father, was ty and municipal bonds from the seches and the stated then placed on the stand. He stated ty and municipal bonds from the se-

Two first-class battleships to cos not exceeding \$6,000,000 each. Two fleet colliers to cost not ex-ceeding \$1,000,000 each.

Five submarine torpedo boats not exceeding a total of \$2.500,000. Six torpedo boat destroyers to cost not exceeding \$750,000 each.

The House bill provided for only four submarines and no torpedo boat destroyers. The Senate also added a provision that not more than one of the battleships should be built by the

same company, The provision inserted in the House bill requiring that the battleship and fleet colliers should be built under the "eight-hour law" was retained by the

Senator Depew, of New York, related some history concerning the Venezulean episode of the first Cleveland administration. "An intimate friend of mine, who also was an intimate friend of Lord Salisbury, then the British prime minister, told me," he said, "that when the President's message was promulgated Lord Salls-burg sald to him, I believe that on account of the rancor coming down from the Revolutionary War and accentuated by certain occurrences in the Civil War, America means to have a war with Great Britain at some time, and I believe now is the best time, when America has no navy.

were overruled by Queen Victoria, but if Lord Salisbury had had the power;

if Lord Salisbury had had the powers possessed by some of the English Prime Ministers the issue certainly would have been tried out."

Mr. Depew used this incident to force an argument in favor of a strong navy and for the present authorization of two new battleships of the Dreadnought type.

Change of Views.

Mr. Owen confessed to a change of

ing Jane Adams at Atlantic

Father and Mother of Dead Girl Tell Stories on Witness

Mays Landing, N. J., May 23 .- Rapid of William Seyler, the young married man accused of murdering Jane Adams on the Million-Dollar Pier in Atlantic city last February. A jury was chosen within an hour and twenty minutes

motorman and a policeman who found the girl's bruised body with the torn clothing frozen to it lying on the beach, where it had been cast by the waves several days after the girl had disappeared.

Charles Adams, the girl's father, was then placed on the stand. He stated that on the night of February 4, Orvis, brother of the defendant, came to his house and took Jane and her sister, Alice, out about 7 o'clock. Alice lster Alice, out about 7 o'clock. returned alone and said she left Jane on the pier with William Seyler.

Never Came to House.

Mrs. Adams went to Seyler's home, but he disclaimed all knowledge of Jane's disappearance. Asked whether William Seyler ever came to his house to see Jane, Mr. Adams answered, "No," decisively.

decisively.
"Jane was seventeen years old June
17 last," said Mr. Adams. "Orvis often
came to the house to take her and

Dr. Lewis R. Souders, county physician, who made the autopsy on the body of Jane Adams, on direct examination, said the autopsy had shown contusion of the head about the eyes and congestion of the lungs. There was no evidence that the girl had been attacked.

Mr. Gaskill, Seyler's counsel, asked whether the conditions described could have been caused by drowning, to which Dr. Souder replied. "I think not." Dr. Emery Marvel, a surgical expert, testified that the bruise found on the girl's face must have been caused before death had ansued before death had ensued.

Alice Adams, the fifteen-year-old sister of the dead girl, told of visiting the pier with Jane and the two Seylers on the night her sister disappeared, and of leaving her on the pier with William Seyler. Mother on Stand. The dead girl's mother told of her search for her daughter on the night she disappeared, and of swearing out

warrant for Soyler's arrest on the a warrant for Sayler's arrest on the charge of abduction.

A signed statement given to the detectives by the prisoner when he was arrested in Petersburg. Va., was also placed in evidence by the prosecution. In it Seyler denied that he had been out of his home or seen the girl on the wight in question. the girl on the night in question.

CONDITION SATISFACTORY

Senator Daniel Continues to Show Slow

Improvement.

[Special to The Times-Dispatch.]

Lynohburg. Va., May 23.—Dr.

Waugh's hulletin to-night concerning
the condition of Senator Daniel was as

follows;

"Senator Daniel has progressed very

"Senator Daniel has hulletin about "Senator Daniel has Progressed very davorably since the last bulletin about his condition was issued. He has been sleeping well, and talding his mourisiment well. He has been quiet and comparatively free from delirium most of the time. Every now and again he says something that is so reasonable and intelligent as to surprise his attendants. Although his improvement has been and is still slow, yet, everything considered, it is satisfactory."

BRADY READY TO GIVE RICHMOND STARS OF STAGE

Offers to Buy Leath Stock and Have Open Door Here.

REFUSAL MEANS NEW PLAYHOUSE

Formal Answer to Be Given To-Day-Academy Declines to Book Marlowe and Sothern for Fear of Offending Klaw & Erlanger.

William A. Brady, president of the National Producing Managers' Asso-ciation of America, virtually opened the way yesterday for independent at-tractions at the Academy of Musio

National Producing Managers' Association of America, virtually opened the way yesterday for independent attractions at the Academy of Musio next season. Coming from New York on a hurried trip, he submitted two offers to Miss Nonie Leath, who controls the majority interest in the Leath circuit, and will receive a final answer to-day. The acceptance of his proposition to permit the independenta to appear in the Academy will give Richmond people opportunity of enjoying the best attractions on the American stage to-day instead of he-Klaw & Erlanger, the backbone of a ing forced to pay for such things as fading syndicate, elect to send.

Richmond is one of the ten important cities in the United States in which the syndicate has an absolute monopoly. Being the gateway to the South, it occupies a unique position. For years not a theatrical manager in the South dared offend Klaw & Erlanger. They might not admit it, but people familiar with the situation long ago found out that local managers were helpless, that they had to accept what was sent, and that if they firted with independents they would be cut off at the knees. That would have meant many dark nights. But lately there has been a rebellion. Brady and a host of others broke away from the syndicate. They organized a bigger association and they now control more real big attractions than Klaw & Erlanger have on their lists. Still, they could not enter Richmond, admittedly the best theatre town of its size in the country, because Jake Wells had hooked in with the syndicate.

Since the death of Thomas G. Leath, but the syndicate.

the syndicate. Since the death of Thomas G. Leath head of the circuit which bears his name, pegotiations have been under way in New York. Greanor Neal went there some weeks ago, about the time that New York newspapers were printing that Mr. Weils had jumped over to the Shuberts. But the local people denied that there was anything in the wind; they denied it last night even when matters had virtually been cosed. Having inhorited Mr. Leath's stock. Miss Leath had to be consulted, and as stated above, she will give her answer to-day. Mr. Brady went back to New York last night, leaving a representative to hear the report.

Brady's Formal Offer.

"Through a Richmond representative who was sent to Petersburg this afternoon," said Mr. Brady to The Times-Dispatch, "two offers were made Miss Leath: First, that she open the door of the Academy of Music in the door of the Academy of Music in Richmond and Norfolk to the independents, without, of course, barring Klaw & Erlanger; second, that she name a price which she would be will-ing to accept for her holdings, which would make it possible for Richmond people to see 100 per cent. and not 25 per cent. of current attractions, and, again, that if she barred the in-dependents to accept notice that we would lease or build theatres in Richwould lease or built insafers in Alch-mond and Norfolk in opposition to those which denied entrance to the in-dependents. Miss Leath is coming to Richmond for a conference with her attorney, at which she will name a price for her stock or else agree to lease the houses for a satisfactory sum. From the information which was brought me from Petersburg, I am confident that we will come to

Mr. Brady emphasized the fact that Mr. Brady emphasized the fact that he was not attempting to drive any-body into line by threats of building a theatre. "We would rather not build for obvious reasons," he said, "but if we cannot get into the Academy, right here at the gateway of the South, we shall certainly lease another theatre, rebuild and enlarge it, and enter this field.

Refused Two Stars.

theatre, rebuild and enlarge it, and enter this field.

Refused Two Stars.

"You take the Academy of Music, for instance. I know exactly what kind of a contract it has with Klaw & Erlanger. Klaw & Erlanger are obligated to give the house the best line of attractions which go out from New York. This afternoon I offered to bring Edward II. Sothern and Julia Marlowe to Fischmond next fall. They refused to give me a date. I asked why The lawyer told me that it would break their contract with tha syndicate. You break it, I said, 'ahd put the lawsuit on me. I tell you, Klaw & Erlanger have broken their contract with you because they have not lived up to it, inasmuch as they falled to give you the best line of attractions, as they agreed.

"Is there anybody who knows anything about a theatre who will say that Marlowe and Sothern are inferior to other stars?"

Brady is a much bigger theatrical man than Marc Klaw or Abe Erlanger. He stood the tacties of the trust until he had to begin kicking it to death. Some of the leading producers have holted the syndicate, until today the independents have more than double the number of high-clast people.

There is one point which the Rich-mond theatregoers will have to keef in mind, and that is that since last